IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

JOHN REES, :

Plaintiff, :

CIVIL ACTION 08-0306-WS-C

VS.

DANIEL P. MITCHELL :

Defendant. :

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a <u>de novo</u> determination of those portions of the recommendation to which objection is made, the recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(l)(B) and dated June 30, 2008 is ADOPTED as the opinion of this Court.

DONE and **ORDERED** this 21st day of July, 2008.

s/WILLIAM H. STEELE UNITED STATES DISTRICT JUDGE